

Exhibit “K”

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KYLE P. TATE, P.C.*
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*ALSO ADMITTED IN NORTH CAROLINA

February 11, 2004

Via Facsimile

Mr. Thomas Lewis, Esquire
Armstrong Allen, PLLC
80 Monroe Avenue, Suite 700
Memphis, TN 38103


Re: *De Lage Landen Financial Services, Inc. and Toshiba America Medical Systems, Inc. v. DeSoto Diagnostic Imaging, LLC, et al*, U.S.D.C. Eastern District of Pennsylvania
No. 2:02CV2810

Dear Mr. Lewis:

This will confirm your recent telephone conversations with this firm regarding the subpoena directed to Donald Owens, M.D. You have indicated that Dr. Owens is unavailable on Friday, February 13, 2004 due to a conflict with his work schedule, but that Dr. Owens has agreed to provide his deposition testimony on Friday, February 27, 2004 at St. Francis Hospital based upon the previously-issued subpoena. You have also indicated that you have reserved the Laboratory Conference Room of St. Francis Hospital beginning at 8:30 a.m. on February 27, 2004 for Dr. Owens' deposition. I have made arrangements to have a court reporter and videographer present at that time as well. Please find enclosed an amended deposition notice setting forth the above. I appreciate your cooperation regarding this matter.

Sincerely,

TATE LAW FIRM


Holly E. Brady

Enclosure

cc: John Chesney, Esq., Drinker, Biddle & Reath, LLP
Julianne Peck, Esq., Drinker, Biddle & Reath, LLP

Thomas W. Lewis, Esq.
February 11, 2004
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Jonathan Sturz, Esq., Drinker, Biddle & Reath, LLP
Peter Boyer, Esq., McCarter & English, LLP
Rosetta Packer, Esq., McCarter & English, LLP
Lynanne Wescott, Esq., Saul Ewing, LLP
William Matthews, Esq., Saul Ewing, LLP

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DELAGE LADEN FINANCIAL
SERVICES, INC.,

Plaintiff,

TOSHIBA AMERICA MEDICAL
SYSTEMS, INC.,

Plaintiff/Intervenor,

vs.

DESOTO DIAGNOSTIC IMAGING, LLC,
RANDON J. CARVEL, LYNN T. CARVEL,
DELTA RADIOLOGY, PC AND
ZOBAR PROPERTIES, LLC,

Defendants and
Counter-Claimants.

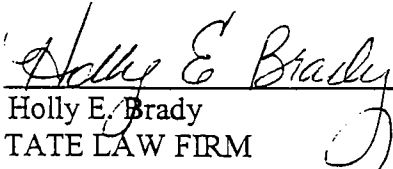
CIVIL ACTION NO. 2:02CV2810

AMENDED NOTICE OF DEPOSITION

To: DONALD OWENS, M.D.
c/o Thomas Lewis, Esquire
Armstrong Allen, PLLC
80 Monroe Avenue, Suite 700
Memphis, TN 38103

The oral deposition of **DONALD OWENS, M.D.** will be taken on **February 27, 2004 at 8:30 a.m.** at the Laboratory Conference Room of St. Francis Hospital, 5959 Park Avenue, Memphis, TN 38119, recorded by video and stenographic means, before a duly qualified court reporter pursuant to Rule 30 of the Federal Rules of Civil Procedure.

By:


Holly E. Brady
TATE LAW FIRM
9085 Sandidge Center Cove
Olive Branch, MS 38654
(662) 893-8833

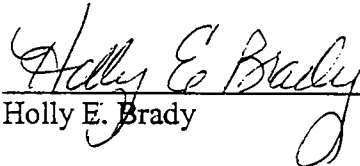
Amended Notice of Deposition
Donald Owens, M.D.
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CERTIFICATE OF SERVICE

The undersigned attorney certifies that the foregoing has been served upon the attorney of record for all other parties in this proceeding and upon parties not represented by attorneys by telefax or by delivering a copy of this pleading to the attorney or party personally, or to the offices of such attorney or party, or by placing a copy in the U.S. Mail addressed to such attorney or party named below at his office with sufficient prepaid postage on this 11th day of February, 2004.

Mr. John Chesney
Ms. Julianne Peck
Mr. Jonathan Sturz
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18th and Cherry Streets
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Holly E. Brady